

REMARKS

Claims 1-190 are pending in the present application and have been restricted. Applicants elect Group I, Claims 1-34, 63-78 and 165-180, drawn to reduce of energy and determining a vacant occupancy status of a room, setting temperature in a room/thermostat device. Accordingly, Applicants have canceled Claims 35-62, 79-164, and 181-190 without traverse. However, this election is being made without prejudice to Applicants' rights with respect to Claims 35-62, 79-164, and 181-190, including the right to file divisional applications thereon.

Prosecution on the merits is respectfully requested. Consideration and allowance of Claims 1-34, 63-78 and 165-180 are also requested. The foregoing is believed to be fully responsive to this office action.

If there are any charges with respect to this amendment, or otherwise, please charge them to Deposit Account No. 06-1130 maintained by Applicants' attorneys.

Respectfully submitted,

CANTOR COLBURN LLP

By 

Anne Davis Barry

Registration No. 47,408

CANTOR COLBURN LLP

55 Griffin Road South

Bloomfield, CT 06002

Telephone (860) 286-2929

Facsimile (860) 286-0115

Customer No. 23413

October 27, 2004

10/672,712
INC-0001-P